

MINUTES

**CITY COUNCIL MEETING
JUNE 1, 1987
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BLVD.
7:00 P.M.**

CALL TO ORDER: The meeting was called to order at 7:13 p.m. by Mayor Pro-Tempore Viterbi.

PLEDGE OF ALLEGIANCE: The pledge of allegiance was led by Mr. Andrew Viterbi.

ROLL CALL: PRESENT: Albert, Heilman, Land, Viterbi

ABSENT: Mayor Schulte (Excused)

ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

COUNCIL REORGANIZATION:

a. Election of Mayor: On a unanimous motion and second, Councilmember Viterbi was elected Mayor.

b. Election of Mayor Pro Tempore - Councilmember Albert. ACTION: To elect Helen Albert as Mayor Pro-Tempore. Motion Viterbi second Heilman. Hearing no objection and noting the absence of Councilmember Schulte, it was so ordered.

APPROVAL OF AGENDA: Councilmember Heilman removed Item 2h for separate discussion and the City Attorney removed Item 2e to the next meeting. ACTION: To approve the agenda as amended. Motion Heilman second Albert. Hearing no objection and noting the absence of Councilmember Schulte, it was so ordered.

PROCLAMATIONS AND COMMENDATIONS:

1. CITY MANAGER'S REPORT: The City Manager stated that there was no City Manager's report tonight.

2. CONSENT CALENDAR: The following routine matters were acted upon by one motion to approve with the majority consent of the City Council, with the exception of Items 2e, which was removed to the meeting of June 15, 1987 and Item 2h which was removed for separate discussion. ACTION: To approve Items 2a, 2b, 2c, 2d, 2f, 2g, 2i, 2j, 2k and 2l. Motion Albert second Heilman. Hearing no objection and noting the absence of Councilmember Schulte, it was so ordered.

a. Posting of Agenda - Report by City Clerk: The agenda for the meeting of June 1, 1987, was posted on Wednesday, May 27, 1987, at City Hall, Plummer Park, the Sheriff's Station, and the Library on San Vicente. ACTION: To receive and file.

Approved as part of the consent calendar.

b. Demand Register No. 62 - Resolution No. 323: ACTION: To approve Demand Register No. 62 and adopt Resolution No. 323.
Approved as part of the consent calendar.

c. Minutes: ACTION: To approve the minutes of May 11, 1987.
Approved as part of the consent calendar.

d. Claims of Joseph M. Cavanagh, Broadcast Equipment Rental Company, Lisa Sohigian and Joseph Belzman. ACTION: To deny the claims of Joseph M. Cavanagh, Lisa Sohigian and Joseph Belzman without comment and refer to the City's Claims Adjuster; to approve payment on the claim of the Broadcast Equipment Rental Company in the amount of \$265.07, and authorize the Risk Manager to execute a release agreement.
Approved as part of the consent calendar.

e. Liability Insurance Reserve Fund: On May 18, 1987, the City Council approved entering into a contract for liability insurance with a \$100,000 deductible. The insurance company requires that we establish a formal loss reserve to pay losses within the self-insurance retention and prohibit the use of these funds for any other purpose until the losses are actually paid. RECOMMENDED ACTION: 1) To approve and adopt Resolution No. 321, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING THE SELF-INSURANCE FUND FOR THE PURPOSES OF RECEIVING DEPOSITS; PAYING CLAIMS; PURCHASING STOP LOSS INSURANCE; COMPENSATING OUTSIDE ADMINISTRATORS; PAYING THE COSTS OF ALL OTHER OPERATIONS NECESSARY FOR AND INCIDENTAL TO SELF INSURANCE; AND ACCOUNTING FOR AND REPORTING THE RESULTS OF THE SELF-INSURANCE OPERATIONS OF THE CITY OF WEST HOLLYWOOD"; 2) To direct that expenditures from the self-insurance reserve be replenished annually, and that \$100,000 be added each year until the reserve reaches \$1 million.
TABLED TO THE MEETING OF JUNE 15, 1987.

f. Christopher Street West/Permit to Use West Hollywood Park: ACTION: To approve the use of West Hollywood Park by Christopher Street West for the Gay Pride Celebration and authorize the City Manager to sign the agreement permitting said use.
Approved as part of the consent calendar.

g. City Participation in the Fringe Festival: The City has been approached by representatives of the Los Angeles Fringe Festival inviting the City to be a major participant in this celebration of the arts and theatre. The City Council has requested that staff prepare an analysis regarding the City's participation in the Los Angeles Fringe Festival in September 1987, with the input and policy proposals of the Fine Arts Advisory Board. ACTION: 1) That the City Council approve the policies recommended by the Fine Arts Advisory Board and staff in this

report; 2) That the City Council authorize staff and the Fine Arts Advisory Board to coordinate the City's efforts for the Fringe Festival; 3) That the City Council embrace West Hollywood's participation in the Fringe, and that the City Council declare the month of September "A Celebration of the Arts."

Approved as part of the consent calendar.

h. Amendments to Rent Stabilization Regulations on Comparable Rental Units, the Application of Ordinance Section 6415 and the Certification of Rents: These amendments add Section 60043, Subchapter E, Chapter 6; Subchapter G, Chapter 6, and Subchapter H, Chapter 6 to the Rent Stabilization Regulations. REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.

Councilmember Heilman asked if the comparable rental units would take into account if the units have a similar rent control history. The Director of Rent Stabilization stated that it would take into consideration the fact that the unit is covered under rent control. It would not necessarily take into consideration the prior history of control, de-control. Councilmember Heilman asked if this could be amended into the Regulations. Also, in regard to the Petris survey, he would like to have the letter translated into Russian.

ACTION: That the City Council approve the Rent Stabilization Regulation amendments promulgated by the Rent Stabilization Commission; that staff return with the above requested amendment on June 15, 1987; and that they also return with the minor change in language in Section 60064(c), as requested by the City Attorney. Motion Heilman second Land. Hearing no objection and noting the absence of Councilmember Schulte, it was so ordered.

i. Resolution Authorizing Alan Viterbi and Abbe Land to Sign Checks: **ACTION:** To approve and adopt Resolution No. 324, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING SIGNATURE AUTHORITY FOR ALAN VITERBI AND ABBE LAND."
Approved as part of the consent calendar.

j. Response to the Fair Housing Request for Proposals: At the April 6, 1987, City Council meeting, the Housing Division was directed to issue a Request for Proposals for programmatic modifications to a Fair Housing Program. This report analyzes the response to that request and makes recommendations. **ACTIONS:** 1) To award the Fair Housing Congress of Southern California a contract for the provision of the activities as outlined above. This contract should not exceed \$14,000 for the fiscal year 1987-1988 and will be distributed to each of the two Fair Housing Councils as determined by the Congress; 2) To instruct the Housing Division to prepare a contract reflecting the proposed scope of services and authorize the Mayor to sign the contract after the City Attorney has reviewed all documents.
Approved as part of the consent calendar.

k. Resolution No. 322: On May 18, 1987, a public hearing was held on the appeal by Yoav Shapira of a Planning Commission decision, and the appeal was denied. ACTION: To approve and adopt Resolution No. 322, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF YOAV SHAPIRA AND UPHOLDING THE PLANNING COMMISSION'S DENIAL OF DEVELOPMENT PERMIT NO. 86-100 AND DEMOLITION PERMIT NO. 86-101."
Approved as part of the consent calendar.

1. Tract Map 37565: Tract 37565, located at 1275 Harper Avenue, is a 14-unit condominium conversion. Construction of public road improvements have been completed in compliance with the conditions of development. ACTION: To approve and accept for maintenance the road improvements associated with Tract Map 37565 and to exonerate Bond Number 1016630 for the amount of \$4,000 from Anwest Surety Insurance Company, Woodland Hills.
Approved as part of the consent calendar.

UNFINISHED BUSINESS

3. REMAINING APPOINTMENTS TO TASK FORCE ON WOMEN'S ISSUES: Four persons have been appointed by Council to the Task Force on Women's Issues. There remains to be made: one appointment by Councilmember Heilman, and two at-large appointments. ACTION: To appoint Penelope McTaggart as Councilmember Heilman's appointee. Motion Heilman second Albert. Hearing no objection and noting the absence of Councilmember Schulte, it was so ordered.

FURTHER ACTION: To appoint Jean Conger and Sandra Jacoby Klein as at large appointments. Motion Land second Heilman. Hearing no objection and noting the absence of Councilmember Schulte, it was so ordered.

LEGISLATIVE

4. ORDINANCE NO. 146 - FOR ADOPTION: ACTION: To waive further reading and adopt on second reading Ordinance No. 146, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE REGULATIONS FOR PREFERENTIAL PARKING DISTRICT NO. 2 AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Heilman second Land.

AYES: Albert, Heilman, Land, Mayor Viterbi
NOES: None
ABSENT: Schulte

Motion carried.

5. AMENDMENT OF SECTION 6415 OF THE RENT STABILIZATION ORDINANCE: The recent decision by the L.A. County Superior Court in Simonson v. city of West Hollywood is being interpreted by some individuals as authorizing a separate basis for evaluating rent increase applications pursuant to

Section 6415. This Ordinance amends section 6415 to clarify the City Council's original intent in including that Section in the Rent Stabilization Ordinance. ACTION: To waive further reading and adopt Ordinance No. 150u, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF"; Motion Land second Albert.

AYES: Albert, Heilman, Land, Mayor Viterbi
NOES: None
ABSENT: Schulte

Motion carried.

FURTHER ACTION: To waive further reading and introduce on first reading Ordinance No. 150, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Land second Heilman.

AYES: Albert, Heilman, Land, Mayor Viterbi
NOES: None
ABSENT: Schulte

At this time Mayor Viterbi introduced his family and dignitaries in the audience, outlined the goals and objectives for his year as Mayor and invited everyone to a reception at Unity Savings immediately following the Council meeting.

CLOSED SESSION: At 7:44 P.M. the City Council adjourned to closed session to discuss matters pertaining to litigation, potential litigation and/or personnel.

ADJOURNMENT: At 8:02 P.M. the meeting was adjourned in memory of Shawn Hughes and Mayor Viterbi announced that there would be a memorial service Sunday in William S. Hart Park at 12:00 Noon. The meeting was adjourned to a regular adjourned meeting on June 8, 1987 at 4:00 P.M. at West Hollywood Park.